

Attorney Docket No. 53015-7004 (f/k/a 3853 P 004)

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Thomas G. EakinU.S. Application No.: 10/568,056  
Confirmation No.: 3694

Examiner:

Art Unit:

International Filing Date: 13 August 2004  
International Application No.: PCT/GB2004/003520  
Priority Date Claimed: 14 August 2003

For: Ostomy/Fistula Bag

**RESPONSE TO NOTIFICATION OF MISSING  
REQUIREMENTS UNDER 35 U.S.C. § 371**Mail Stop PCT  
Attention: DO/US  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.494. A copy of the "Notification Of Missing Requirements Under 35 U.S.C. § 371" dated 18 May 2007 is enclosed. No original Declaration or Oath was filed. Enclosed are copies of the original Declaration and the original Power of Attorney by Assignee and Certification Under 37 C.F.R. § 3.73(b) for this Application.

The proceedings herein are for a patent Application. The provisions of 37 C.F.R. § 1.136(a) apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

The Commissioner is hereby authorized to charge any additional fees to Deposit Account No. 50-2803. A duplicate copy of this Response is enclosed for that purpose.

Respectfully submitted,

Dated: 10 July 2007By: Roger H. Stein, Reg. No. 31,882  
Schwartz Cooper Chartered  
180 North LaSalle Street, Suite 2700  
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312.346.1300

## Certification Under 37 C.F.R. § 1.10

I hereby certify that this document is being deposited with the United States Postal Service as first class mail, with postage prepaid, in an envelope addressed to: Mail Stop PCT, Attention: DO/US, Commissioner For Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on July 11, 2007.

  
Kathleen Rundquist



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1450  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/568,056	Thomas G. Eakin	53015-7004

66228  
SCHWARTZ COOPER CHARTERED  
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RECEIVED

MAY 22 2007

SCHWARTZ COOPER CHTD.

INTERNATIONAL APPLICATION NO.

PCT/GB04/03520

I.A. FILING DATE

08/13/2004

PRIORITY DATE

08/14/2003

CONFIRMATION NO. 3694

371 FORMALITIES LETTER



\*OC00000023935490\*

Date Mailed: 05/18/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/13/2006
- Copy of the International Search Report filed on 02/13/2006
- Copy of IPE Report filed on 02/13/2006
- Preliminary Amendments filed on 02/13/2006
- U.S. Basic National Fees filed on 02/13/2006
- Priority Documents filed on 02/13/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

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For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

SHELBY J VIGIL

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**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/568,056	PCT/GB04/03520	53015-7004

FORM PCT/DO/EO/905 (371 Formalities Notice)